

Kansas Register

Ron Thornburgh, Secretary of State

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Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for "on-call" engineering services for the State Building Energy Conservation Program. The selected firm or firms will provide services for energy conservation projects at state-owned buildings. Services will include facility surveys, utility and equipment data collection and analysis, identification of energy conservation opportunities, system performance modeling, engineering economic analysis using life cycle cost method and action plan development.

Questions regarding the scope of work should be directed to Dale Worley, Administrator, State Building Energy Conservation Program, (913) 233-9367, ext. 201.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes by 5 p.m. February 7

Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 018620

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, in some cases by other state officials, are filed with the Secretary of State's office. The following appointments, which are effective immediately unless otherwise specified, were recently filed with the Secretary of State:

Chase County Sheriff

Gerald L. Ingalls, 610 Central, Strong City, 66869. Term expires when a successor is elected and qualifies according to law. Succeeds David Reed, resigned.

Board of Emergency Medical Services

Sen. Chris Steineger, 51 S. 64th, Kansas City, KS 66111. Succeeds Sen. Phil Martin. Appointed by the Senate Minority Leader.

Legislative Educational Planning Council

Sen. Christine Downey, 10320 N. Wheat State Road, Inman, 67546. Appointed by the Senate Minority Leader.

Sen. Janis Lee, Route 1, Box 145, Kensington, 66951. Appointed by the Senate Minority Leader

Legislative Post Audit Committee

Sen. Chris Steineger, 51 S. 64th, Kansas City, KS 66111. Appointed by the Senate Minority Leader.

Sen. Anthony Hensley, 2226 S.E. Virginia, Topeka, 66605. Self-appointed.

Kansas Technology Enterprise Corporation Board of Directors

Bruce Peterman, 15606 Moscelyn Lane, Goddard, 67052. Appointed by the House Minority Leader.

Ron Thornburgh Secretary of State

Doc. No. 018622

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PUBLISHED BY Ron Thornburgh Secretary of State 2nd Floor, State Capitol 300 S.W. 10th Ave. Topeka, KS 66612-1594 (913) 296-4564



Register Office: Room 233-N, State Capitol (913) 296-3489 Fax (913) 291-3051

State Fair Board

Notice of Meeting

The State Fair Board will meet at 9 a.m. Monday, January 27, in the board room of the Administration Office on the fairgrounds in Hutchinson. For further information, contact Deana Novak at (316) 669-3612.

Deana Novak Public Service Administrator

Doc. No. 018619

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Mobil Exploration and Producing U.S., Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of nitrogen oxides and carbon monoxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Mobil Exploration and Producing U.S., Inc., Houston, Texas, owns and operates a natural gas compressor station located at S8, T26S, R35W, Kearny County, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (913) 296-1944, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael Stewart, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Tuesday, January 28, in the Senate Room, first floor, Jayhawk Tower, 700 S.W. Jackson, Topeka.

Barbara S. Tombs Executive Director

Doc. No. 018617

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Western Gas Resources has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of nitrogen oxides were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Western Gas Resources, Denver, Colorado, owns and operates a natural gas compressor station located at S25, T33S, R6W, Harper County, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (913) 296-1994, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael Stewart, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018632

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State of Kansas

Department of Commerce and Housing

Notice to Private Activity Bond Applicants

Applications for allocation of 1997 Private Activity Bond (PAB) authority are now being accepted for qualified uses, as defined by the Internal Revenue Code of 1986, and amendments thereto, with the exception of qualified mortgage bonds. Notice of allocation application procedures for qualified mortgage bonds will be made at a later date.

The State of Kansas currently receives \$150 million of federal authority for the issuance of PABs on an annual basis. Historically, the primary uses of this federal authority have included "qualified small issue bonds" used for construction and equipping of manufacturing facilities and beginning farmer programs; "exempt facility bonds" used by for-profit entities providing a public benefit, i.e., certain waste treatment facilities, qualified residential rental facilities, etc.; and "qualified mortgage bonds" issued to benefit first-time homebuyers. Allocations awarded by the Secretary of Commerce and Housing are subject to the provisions of K.S.A. 74-5060 et seq. and the limitations of the state volume cap.

Fees associated with private activity bond application and issuance are as follows:

- (1) Application fee—A nonrefundable fee must accompany the application before the request can be processed. The application fee is determined as follows:
 - \$250—Allocation request up to \$5,000,000
 - \$500—Allocation request from \$5,000,001 to \$10,000,000
 - \$1,000—Allocation request of \$10,000,001 and above
- (2) Issuance Fee—An issuance fee for allocation amounts utilized other than "Qualified Mortgage Bonds" shall be due and payable to the Kansas Department of Commerce and Housing at bond closing. Issuance fees shall be determined as follows:

Allocation Used

- \$0 \$2,000,000 5 basis points (.05%)
- \$2,000,001 and above 10 basis points (.10%)
- "Qualified Mortgage Bond" programs will be assessed a fee equal to 5% of the mortgage loan amount upon each mortgage loan assisted through the program.

Issuance fees shall be remitted within 30 days of

Checks for both the application fee and issuance fee should be payable to the Kansas Department of Commerce and Housing Bond Fee Fund.

For more information or to obtain application materials, contact Steve Kelly, Kansas Department of Commerce and Housing, 700 S.W. Harrison, 13th Floor, Topeka, 66603-3712, (913) 296-5298.

> Gary Sherrer Secretary of Commerce and Housing

Doc. No. 018653

State of Kansas

Department of Administration was Division of Architectural Services

Notice of Commencement of Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for the Department of Corrections for housing and support expansions at the institutions listed below. At this time, these projects are not funded. It is the agency's desire to start the selection process: however, contracts will be contingent upon the legislature approving funding. The scope of the projects and their locations are as follows:

Norton Correctional Facility and Hutchinson Correctional Facility - East Unit

This project is for the design and construction administration of a 200-bed secure housing unit at both of these facilities and a 24,000 square foot industry building at both facilities. Each housing unit will be two levels with 100 wet cells, double bunked. The housing units also will have a control center, day rooms, showers, janitor closets, laundry storage, three counselor offices and a unit team office. The housing units for both facilities will be a similar design and located within the perimeter of the institutions. Program space and site utilities also will need to be upgraded. One architect or architectural firm will be selected for the project. The estimated construction cost is \$11,511,745.

El Dorado Correctional Facility

This project is for the design and construction administration of a 150-bed minimum security unit using a department prototype design. The building will be an open dormitory with common restrooms and showers. The building will be divided into three 50-man living pads and one support pad with the following spaces: visiting area, dining and warming kitchen, sick call, library, laundry and barber shop. This unit will be located outside the existing perimeter. Site grading and utilities will be upgraded as required. Estimated construction cost is

For information regarding the scope of services, contact Mike Gaito, Manager of Capital Improvements, Depart-

ment of Corrections, (913) 296-5187.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes by 5 p.m. February 7.

> Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. -018638

Workforce Investment Partnership Council

Notice of Meeting

The Kansas Workforce Investment Partnership Council will meet at 10 a.m. Friday, January 24, at the Topeka U.S.D. 501 Administration Building, board room, 624 S.W. 24th, Topeka. The meeting is open to the public.

David L. Alexander Chair

Doc. No. 018652

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Koch Pipeline Company, L.P. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds (VOCs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Koch Pipeline Company, L.P., Russell, owns and operates a crude oil station located at Section 34, Township

33S, Range 21W, Clark County, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Rasha Bishara, (913) 296-1693, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Bishara, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment State of Kansas

Employee Award Board

Notice of Meeting

The Employee Award Board will meet at 1 p.m. Friday, January 31, in the Division of Personnel Services, 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

Ben Barrett Chairperson

Doc. No. 018626

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. National Gypsum Company has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) and nitrogen oxides (NOx) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

National Gypsum Company, Medicine Lodge, owns and operates a gypsum products manufacturing plant located at Section 2 and 11, Township 32S, Range 12W,

Medicine Lodge.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018647

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, February 7, at the Pozez Education Center, Stormont-Vail Medical Center, 1500 S.W. 10th, Topeka. Agenda items include committee reports, selection of vendors for training programs, EMS for Children grant application and election of officers.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W.

6th, Topeka, 66603, (913) 296-7296.

Bob McDaneld Administrator

Doc. No. 018627

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Harcros Chemicals Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds, hazardous air pollutants and sulfur dioxide were evaluated during the permit review process. The purpose of the Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Harcros Chemicals Inc., Kansas City, Kansas, owns and operates the chemical manufacturing, blending and distributing facility located at 5200 Speaker Road, Kansas City, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit modification review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Wyandotte County Health Department, Department of Air Quality, 619 Ann Ave., Kansas City. To obtain or review the proposed permit and supporting documentation, contact Michael E. Lewis, (913) 573-6700, at the Wyandotte County Health Department, or Connie Carreno, (913) 296-6422, at the KDHE. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael E. Lewis, Wyandotte County Health Department, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

> James J. O'Connell Secretary of Health and Environment

Doc. No. 018630

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. GE Engine Services, Inc.-Strother, North Test Cell Facility has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, sulfur dioxide, carbon monoxide, particulate matter less than 10 microns, and volatile organic compounds were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

GE Engine Services, Inc.-Strother, North Test Cell Facility, Fairfield, Connecticut, tests new or rebuilt turbine engines and components located at Strother Field Indus-

trial Park, Arkansas City, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfing, (913) 296-1576, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfing, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the projects listed below. Responses must be received by 5 p.m. February 6 for the consulting engineering firm to be considered. Seven signed copies of responses must be mailed to Neil R. Rusch, P.E., Assistant to the Director, Division of Engineering and Design, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend the individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand. Firms not selected will be notified by letter.

The Consulting Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

Project No. 4-99 K-6407-01, Wabaunsee County

The scope of service is to replace Bridge (044) over Mission Creek and Bridge (045) over Higby Creek, 13.13 km and 14.68 km northeast of the junction of K-99.

Project No. 7-11 K-6408-01, Cherokee County Project No. 96-11 K-6429-01, Cherokee County

The scope of service is to replace Bridge (037) on K-7 over Cherry Creek, 0.66 km south of K-102 and Bridges (052) and (053) on K-96 over Cherry Creek, 8.96 km and 9.24 km east of the Labette County line.

saithe Project No. 9-66 K-6410-01, Nemaha County

The scope of service is to replace Bridge (011) over the South Branch of the Black Vermillion Drainage, 6.08 km east of the Marshall County line.

Project No. 9-3 K-6411-01, Atchison County

The scope of service is to replace Bridge (029) over Grasshopper Creek, 2.9 km east of the Jackson County line

Project No. 18-81 K-3433-01, Riley County

The scope of service is to replace Bridges (026) and (027) over K-113 in Manhattan.

Project No. 73-52 K-6430-01, Leavenworth County

The scope of service is to replace Bridge (013) over Three Mile Creek, 0.48 km north of K-92 in Leavenworth.

Project No. 148-79 K-6422-01, Republic County

The scope of service is to replace Bridge (034) over East Creek, 12.7 km east and north of US-81.

Project No. 160-63 K-2620-01, Montgomery County

The scope of service is to replace Bridge (019) over the Verdigris River Drainage, 2.06 km east of US-75.

It is the policy of KDOT to use the following criteria as the basis for selection of the consulting engineering firms:

- 1. size and professional qualifications;
- 2. experience of staff;
- 3. location of firm with respect to proposed project;
- 4. work load of firm; and
- 5. firm's performance record.

E. Dean Carlson Secretary of Transportation

Doc. No. 018595

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Northern Natural Gas Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a natural gas compressor engine. Emissions of oxides of nitrogen, carbon monoxide and volatile organic compounds were evaluated during the permit review process.

Northern Natural Gas Company, Amarillo, Texas, owns and operates the stationary source located at S3-T34S-R37W, Hugoton, Kansas, at which the natural gas

compressor engine is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (913) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1995 Supp. 75-4210, as amended by 1996 Senate Bill No. 476. These rates and their uses are defined in K.S.A. 1995 Supp. 12-1675(b)(c)(d), and K.S.A. 1995 Supp. 75-4201(l) and 75-4209(a)(1)(B), as amended by 1996 Senate Bill 476.

			2-2-97

Term	Rate
0-90 days	5.18%
3 months	5.19%
6 months	5.39%
9 months	5.57%
12 months	5.69%
18 months	5.88%
24 months	5.98%
36 months	6.16%
48 months	6.22%

William E. Lewis Chairman

Doc. No. 018625

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Wolf Creek Nuclear Operating Corporation has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen and sulphur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Wolf Creek Nuclear Operating Corporation, Burlington, owns and operates a nuclear power plant located at

1550 Oxen Lane N.E., Burlington.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfing, (913) 296-1576, at the KDHE central office, or Lynn Ranabargar, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfing, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018633

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Micro-Lite, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process, The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Micro-Lite, Inc., Chanute, owns and operates a vermiculite drying and handling facility located at Section 32, Township 26 South, Range 15 East, Woodson County.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Lynn Ranabargar, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Office of the Governor

Executive Order No. 97-1

Establishing the Advisory Committee on Children and Families and Abolishing the Kansas Commission on Children, Youth and Families

WHEREAS, Article 1, Section 3 of the Constitution of the State of Kansas vests the supreme executive power of the state in the Governor; and

WHEREAS, the State of Kansas has a vital interest in the development and provision of high quality services

to children and families; and

WHEREAS, Kansas State government has a wide range of responsibilities in the development and provision of

services to children and families;

NOW, THEREFORE, pursuant to the authority vested in me as Governor and Chief Executive of the State of Kansas, I hereby establish the Advisory Committee on Children and Families.

(1) The Advisory Committee on Children and Families shall serve in an advisory capacity to the Governor and

shall:

- (a) Assist the Governor in developing and implementing a coordinated, comprehensive service delivery system to serve the children and families of Kansas;
- (b) Identify barriers to service and gaps in service due to strict definitions of boundaries between departments and agencies;
- (c) Facilitate interagency and interdepartmental cooperation toward the common goal of serving children and families;
- (d) Investigate and identify methodologies for the combining of funds across departmental boundaries to better serve children and families;
- (e) Propose actions needed to achieve coordination of funding and services across departmental lines; and
- (f) Encourage and facilitate joint planning and coordination between the public and private sectors to better serve the needs of children and families.

(2) Membership on the Committee shall be by official commission of appointment of the Governor, certified by and filed with the Secretary of State.

(3) The Governor shall appoint a Chairperson of the Committee. The members of the Committee shall elect any additional officers from among its members necessary to discharge the Committee's duties.

(4) The Committee shall meet upon call of its Chairperson as necessary to carry out its duties under this Ex-

ecutive Order.

(5) Members of the Committee shall not receive compensation, but shall receive subsistence allowances, mileage and expenses as provided in K.S.A. 75-3223 and amendments thereto for travel and attendance at official meetings of the Committee. The subsistence allowances, mileage, and expense reimbursements shall be paid from available appropriations of the Department of Social and Rehabilitation Services except that expenses of members who are employed by a state agency shall be reimbursed by that state agency.

The Kansas Commission on Children, Youth and Families established by Executive Order No. 91-145 is hereby

abolished. Executive Order No. 91-145 is hereby suspended by this Order and the force and effect of Executive Order 91-145 is hereby rescinded.

This document shall be filed with the Secretary of State as Executive Order 97-1 and shall be effective immediately.

Dated January 9, 1997.

Bill Graves Governor Attest: Ron Thornburgh Secretary of State

Doc. No. 018623

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Red River Commodities has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Red River Commodities owns and operates a sunflower seed processing plant located at 1320 E. College

Drive, Colby

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northwest district office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Rick Robinson, (913) 625-5663, at the KDHE northwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

> James J. O'Connell Secretary of Health and Environment

Doc. No. 018649

State of Kansas

Wichita State University

Notice to Bidders

Wichita State University is accepting bids on the following item:

> Closing January 31, 1997 **Ouotation 970201-1** Enhanced driving simulator

Bids must be submitted to Wichita State University, Office of Purchasing, Morrison Hall, Room 021, 1845 N. Fairmount, Wichita, 67260-0012, by 2 p.m. on the above specified closing date. Please refer to the above quotation number on all correspondence. For additional information, contact the Office of Purchasing at (316) 978-3080.

> Gary D. Link **Director of Purchasing**

Doc. No. 018628

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. The University of Kansas Medical Center has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of hazardous air pollutants, sulfur dioxide and oxides of nitrogen were evaluated during the permit review process. The purpose of the Class II permit is to limit the potentialto-emit for these pollutants to below major source thresholds.

The State of Kansas owns and operates the hospital and medical school located at 3901 Rainbow Blvd., Kansas

City, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit modification review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Wyandotte County Health Department, Department of Air Quality, 619 Ann Ave., Kansas City. To obtain or review the proposed permit and supporting documentation, contact Michael E. Lewis, (913) 573-6700, at the Wyandotte County Health Department, or Connie Carreno (913) 296-6422, at the KDHE. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael E. Lewis, Wyandotte County Health Department, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request.

The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request

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State of Kansas

Department of Health and Environment

Request for Comments Department o

The Kansas Department of Health and Environment is soliciting comments regarding asproposed airs quality construction permit. Anadarko Gathering Company lias applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install two natural gas compressor engines. Emissions of oxides of nitrogen, carbon monoxide and volatile organic compounds were evaluated during the permit review proc-Wednesday

Anadarko Gathering Company, Houston, Texas, owns and operates the stationary source located at S4-T32S-R38W, Stevens County, Kansas, at which the two natural

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (913) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any cop-DEWALEN D. MOSS ies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDNE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

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James J. O'Connell Secretary of Health and Environment

Doc. No. 018635

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Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for the following will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, February 3, 1997

32264

Department of Administration, Central Motor Pool— Vehicle preventive maintenance service (Salina)

32266

Department of Health and Environment—Waste tire clean up

Tuesday, February 4, 1997

5349

Pittsburg State University—Electron beam power supply

Wednesday, February 5, 1997

5333

Kansas State University—Air compressor 5334

Emporia State University—Lobe attachment module 5335

Hutchinson Correctional Facility—Security gate operators

5336

El Dorado Correctional Facility—Concrete blocks and cement

Thursday, February 6, 1997

5343

Department of Transportation—Fuse holders, Wichita 5344

Lansing Correctional Facility—Fabricate fire escape and exterior walkways

5351

Kansas Highway Patrol—Fiber optic scope

Friday, February 7, 1997

5346

Department of Transportation—Liquid de-icing spreader, Salina

5347

Department of Transportation—Snow plows and scrapers, Salina

5348

Department of Transportation—Mower parts, Garden City

5350

Department of Transportation—Self-propelled nonpickup sweepers, various locations

Tuesday, February 11, 1997

A-7844(a)

Kansas State University—Improvements to vending services building

Wednesday, February 12, 1997

A-7902

Osawatomie State Hospital—Window replacement and exterior door replacement, Biddle Building

A-8022

Department of Transportation—Chemical storage building, Altoona

A-8032

Department of Transportation—Chemical storage building, Leoti

A-8033

Department of Transportation—Chemical storage building, Dighton

A-8058

Department of Transportation—Chemical storage facility

Thursday, February 13, 1997

A-7898(b)

Lansing Correctional Facility—Reroofing and renovation, TC Unit

A-7967

University of Kansas-Partial reroof, Dyche Hall

A-8124

University of Kansas—Masonry repairs, Marvin Hall A-8130

University of Kansas—Remodel classrooms, Summerfield Hall

Tuesday, February 18, 1997

A-8042

Department of Transportation—Equipment wash building, Hoxie

A-8043

Department of Transportation—Equipment wash building, Hill City

A-8044

Department of Transportation—Equipment wash building, Atwood

A-8045

Department of Transportation—Equipment wash building, Osborne

Wednesday, February 19, 1997

A-8119

University of Kansas—Lightning protection plan, Lindley Hall

Thursday, February 20, 1997

A-7898(e)

Lansing Correctional Facility—Fire protection, alarm system, TC unit

Monday, February 24, 1997

32268

Department of Wildlife and Parks—Hay lease, Milford State Park

32269

Department of Wildlife and Parks—Agriculture lease, Toronto Wildlife Area

32270

Department of Wildlife and Parks—Agriculture lease, Hillsdale Reservoir

(continued)

Thursday, February 27, 1997

32265

Various state agencies—Food service

Friday, February 28, 1997

Statewide (except Department of Transportation)—Automobile liability insurance

John T. Houlihan Director of Purchases

Doc. No. 018650

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. IBP, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of sulfur oxides and nitrogen oxides were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

IBP, Inc. owns and operates a meat packing plant located at S2, T24S, R34W, Finney County.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (913) 296-1994, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael Stewart, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018634

State of Kansas

Attorney General

Opinion No. 97-1

Schools—Health Programs; Health of School Personnel—Certification of Health; Mentoring Programs. Representative David Adkins, 28th District, Leawood, January 2, 1997.

Persons who must submit certifications of health pursuant to K.S.A. 72-5213 are those persons who are employees of a unified school district, or under the supervision thereof, and are in regular contact with pupils of the school district. A YouthFriends volunteer is not under a contractual agreement with a school district for services provided as a YouthFriends volunteer, does not receive monetary compensation from the school district for such services, and is not under the control of the school district to the extent necessary to deem the YouthFriends volunteer an employee of the school district. A determination regarding whether a YouthFriends volunteer is under the supervision of the school district and comes in regular contact with pupils of the school district such that the YouthFriends volunteer must submit a certification of health pursuant to K.S.A. 72-5213 must be made on caseby-case basis. Cited herein: K.S.A. 44-501, as amended by L. 1996, ch. 79, § 1; K.S.A. 1995 Supp. 44-508, as amended by L. 1996, ch. 79, § 3; K.S.A. 72-5213; 75-6101; K.S.A. 1995 Supp. 75-6102, as amended by L. 1996, ch. 91, § 4; L. 1980, ch. 219, § 1; L. 1974, ch. 300, § 1; L. 1963, ch. 358, § 2. RDS

Opinion No. 97-2

Cities and Municipalities—Governmental Organization—Consolidation of Fire Districts and Fire Departments. Delton M. Gilliland, Osage County Counselor, Lyndon, January 2, 1997.

K.S.A. 1996 Supp. 12-3910 through 12-3919 provide a mechanism to simplify the consolidation of two or more fire districts or departments. This act does not provide for the reorganization of an existing joint fire district or department; therefore, the joint fire department in Osage County may not reorganize under K.S.A. 1996 Supp. 12-3910 et seq. Cited herein: K.S.A. 1996 Supp. 12-3910-3919; K.S.A. 19-3606; 19-3611; 80-1501 (Gulick 1953). DMV

Opinion No. 97-3

Constitution of the State of Kansas—Corporations—Cities' Home Rule Powers; Ability of Electors to Dissolve as a Corporate Body a City of the First Class. Representative Richard J. Edlund, 33rd District, Kansas City, January 2, 1997.

In the absence of statutory authority, the electors of the city of a first class have no authority to dissolve as a corporate body that city. Cited herein: K.S.A. 15-111; Kan. Const., Art. 12, § 5. MF

Opinion No. 97-4

Counties and County Officers—General Provisions— Charter Resolutions; Procedure. Waters and Watercourses—Obstructions in Streams—Distribution of Proceeds from Sale of Sand Products Taken From River Beds Owned by State. Jeffery A. Sutton, Wabaunsee County Attorney, Alma; Dennis Hall, Tri-County Drainage District #1, Rossville, January 2, 1997.

One county commissioner being absent and not voting rendered Wabaunsee County Charter Resolution No. 92-9 invalid because the vote did not comply with K.S.A. 19-101b which requires a "unanimous vote of all board members" for passage. The invalid resolution did not exempt Wabaunsee County from distributing sand royalty funds to drainage districts as outlined in K.S.A. 82a-309; however, it is the court's function to determine if the drainage districts described in K.S.A. 82a-309 may be entitled to their proportionate share of sand royalty funds which Wabaunsee County had on hand at the time of the passage of Charter Resolution No. 92-9, and additional funds received thereafter. Cited herein: K.S.A. 19-101b; K.S.A. 1995 Supp. 82a-309, as amended by L. 1996, ch. 144, § 2; 82a-309 (Ensley 1989).DMV

Opinion No. 97-5

Counties and County Officers—General Provisions— County Commissioners' Powers; Department on Aging; Area Agencies on Aging. Senator Janice L. Hardenburger, 21st District, Haddam, January 2, 1997.

Where the bylaws of an area agency on aging state that the board of directors of the agency shall be confirmed by the boards of county commissioners of the counties served by the area agency, the commissioners are authorized to make such confirmations in the exercise of the administrative power granted counties by the legislature under home rule statutes. However, county commissioners may exercise control over the board of directors of Northeast Kansas Area Agency on Aging, Inc. only to the extent permitted by the agency's bylaws. Whether an agency's actions constitute state action under 42 U.S.C. § 1983 must be determined on a case-by-case basis in light of the circumstances in each case. Cited herein: K.S.A. 12-1680; 19-101; 19-101a, as amended by L. 1996, ch. 68; 19-101c; 19-2106; 19-2678; K.A.R. 26-1-1; 26-1-5; 42 U.S.C. §§ 1983; 3001; 3023-3029. DMV

Opinion No. 97-6

Mentally Ill, Incapacitated and Dependent Persons; Social Welfare—Reporting Abuse, Neglect or Exploitation of Certain Persons—Abuse, Neglect or Exploitation of Residents; Duties of Department of Social and Rehabilitation Services and Department of Health and Environment; Investigations; Assistance of Appropriate Public or Private Agencies, Groups or Individuals. Senator Lana Oleen, 22nd District, Manhattan, January 3, 1997.

The Kansas Department of Health and Environment is required to investigate complaints involving abuse, neglect or exploitation of residents of nursing homes. In conducting the investigation, the department has authority to utilize any private agency, group or individual. Utilizing the facility against whom the complaint was

made to gather information as part of the investigation is not prohibited by statute. Cited herein: K.S.A. 1995 Supp. 39-923; K.S.A. 39-1401; 39-1404; 39-1409; K.S.A. 1995 Supp. 65-425; K.S.A. 65-5101; 77-621. SP

Carla J. Stovall Attorney General

Doc. No. 018641

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Reichhold Chemicals, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of the Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Reichhold Chemicals, Inc., Research Triangle Park, North Carolina, owns and operates the emulsion polymer production facility located at 3150 Fiberglass Road, Kansas City, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, and at the Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka. To obtain or review the proposed permit and supporting documentation, contact Stephanie Hirner at the Wyandotte County Health Department, (913) 573-6700, or Connie Carreno at the Kansas Department of Health and Environment, (913) 296-6422. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Stephanie Hirner, Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business February 24 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka, 66620, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were recently introduced by the 1997 Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (913) 296-4096.

Bills/Resolutions introduced January 13-15:

House Bills

HB 2001, An act concerning crimes and punishment, relating to criminal use of weapons; amending K.S.A. 1996 Supp. 21-4201 and repealing

the existing section, by Representative Edmonds.

HB 2002, An act concerning special education services for uniquely different exceptional children; relating to determination of grants of state moneys for provision by school districts; amending K.S.A. 1996 Supp. 72-983 and repealing the existing section, by Special Committee on School Finance.

HB 2003. An act concerning school districts; authorizing the collection of fees for transportation of pupils; prescribing limitations; amending K.S.A. 1996 Supp. 72-8302 and repealing the existing section, by Special

Committee on School Finance.

HB 2004, An act amending the Kansas proprietary school act; affecting definitions; increasing fees for certificates of approval and registration of representatives of schools; establishing the proprietary school tuition protection fund and prescribing revenue sources; providing for the assistance of students upon school closures; amending K.S.A. 72-4919, 72-4920, 72-4921, 72-4922, 72-4924, 72-4925, 72-4926, 72-4927, 72-4928, 72-4929, 72-4931, 72-4933, 72-4934, 72-4935, 72-4936, 72-4937, 72-4938, 72-4939 and 72-4940 and K.S.A. 1996 Supp. 72-4932 and repealing the existing sections; also repealing K.S.A. 72-4917, 72-4918 and 72-4923, by Legislative Educational Planning Committee.

HB 2005, An act relating to property taxation; increasing refund amounts allowable pursuant to the homestead property tax refund act; amending K.S.A. 1996 Supp. 79-4509 and repealing the existing section,

by Special Committee on Property Taxation.

HB 2006, An act relating to property taxation; relating to the treatment of certain communication towers and real property associated therewith for such purposes, by Special Committee on Property Taxation.

HB 2007, An act concerning civil procedure; amending K.S.A. 60-102, 60-205, 60-206, 60-209, 60-211, 60-214, 60-215, 60-216, 60-223, 60-226, 60-228, 60-230, 60-231, 60-232, 60-233, 60-234, 60-235, 60-236, 60-237, 60-238, 60-241, 60-243, 60-245, 60-245a, 60-250, 60-252, 60-256, 60-262, 60-456, 60-2103, 60-3703, 61-1710, 61-1725 and 75-3079 and K.S.A. 1996 Supp. 60-1608 and repealing the existing sections; also repealing K.S.A. 60-2007, by Special Committee on Judiciary.

HB 2008, An act concerning crimes, punishment and criminal procedure; relating to authorized dispositions; probation, jail term; presentence investigation report; amending K.S.A. 1996 Supp. 21-4603d and 21-4714 and repealing the existing sections, by Special Committee

on Judiciary.

HB 2009, An act concerning insurance; relating to the taxation of annuities; amending K.S.A. 40-252 and repealing the existing section, by

Special Committee on Insurance

HB 2010, An act relating to the records of the division of vehicles; amending K.S.A. 1996 Supp. 74-2012 and repealing the existing section, by Special Committee on Transportation.

HB 2011, An act relating to workers compensation pools; concerning rating organizations; amending K.S.A. 1996 Supp. 12-2621 and 44-585 and repealing the existing sections, by Special Committee on Insurance.

HB 2012, An act concerning state finances; relating to the ending balance in the state general fund; providing for temporary cash flow certificates; establishing the property tax reduction fund; amending K.S.A. 75-4001 and K.S.A. 1996 Supp. 75-3725a and 75-6702 and repealing the existing sections, by Legislative Budget Committee.

HB 2013, An act concerning extradition; relating to the release of certain prisoners; amending K.S.A. 22-2713 and repealing the existing sec-

tion, by Representative Wilk.

HB 2014, An act relating to certain communications by employees of state agencies, local governments and certain public contractors; prohibiting certain acts by supervisors and appointing authorities; providing remedies for violations; amending K.S.A. 1996 Supp. 75-2973 and repealing the existing section, by Legislative Post Audit Committee.

HB 2015, An act concerning community colleges; relating to residence of students for determination of state aid entitlements; amending K.S.A. 71-401 and K.S.A. 1996 Supp. 71-406, 71-602, 71-603, 71-607 and 71-619 and repealing the existing sections, by Representative Mason

HB 2016, An act relating to appointment of full-time county appraisers; amending K.S.A. 19-430 and repealing the existing section, by Rep-

resentative Correll.

HB 2017, An act relating to income taxation; concerning rates of imposition; amending K.S.A. 1996 Supp. 79-32,110 and repealing the ex-

isting section, by Representative Powers.

HB 2018, An act concerning community colleges; relating to determination of credit hour state aid and out-district tuition and state aid; amending K.S.A. 71-1702 and K.S.A. 1996 Supp. 71-301 and 71-602 and repealing the existing sections, by Representatives Empson and Reinhardt.

HB 2019, An act concerning property exempt from property and ad valorem taxes; amending K.S.A. 1996 Supp. 79-201a and repealing the

existing section, by Representative Shallenburger.

House Concurrent Resolutions

HCR 5001, A proposition to amend article 14 of the constitution of the state of Kansas by adding a new section thereto, providing for a constitutional convention to consider the revision or amendment of the constitution relating to the structure and finance of taxing subdivisions of the state

HCR 5002, A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a

message from the Governor.

HCR 5003, A concurrent resolution to memorialize Congress to enact legislation to implement the sovereignty proposal.

House Resolutions

HR 6001, A resolution relating to the organization of the House of Representatives.

HR 6002, A resolution relating to assignment of seats of the House of

Representatives.

HR 6003, A resolution relating to the rules of the House of Representatives for the 1997-1998 biennium.

Senate Bills

SB 1, by Legislative Budget Committee: An act relating to state finances; concerning biennial budget estimates for state agencies; amending K.S.A. 1996 Supp. 75-3717 and 75-6701 and repealing the existing

SB 2, by Special Committee on Transportation: An act relating to agricultural ethyl alcohol; concerning the expiration date for the agricultural ethyl alcohol incentive program; amending K.S.A. 1996 Supp.

79-34,164 and repealing the existing section.

SB 3, by Special Committee on Insurance: An act concerning workers compensation and health benefits insurance; providing for the establishment of 24-hour coverage pilot projects for insurance coverage for

employers in the state of Kansas.

SB 4, by Special Committee on School Finance: An act concerning school district finance; revising certain definitions; affecting determination of certain weightings; increasing amounts authorized to be maintained in contingency reserve funds; affecting the procedure for adoption of local option budgets; authorizing adoption of local/state partnership budgets; amending K.S.A. 72-6414 and K.S.A. 1996 Supp. 72-6407, 72-6412, 72-6426, 72-6433 and 72-6442 and repealing the existing sections; also repealing K.S.A. 1996 Supp. 72-6412a, 72-6433a, 72-6441, 72-6442a, 72-8191 and 72-8192.

SB 5, by Legislative Educational Planning Committee: An act concerning state agencies; relating to purchases of and contracts for supplies, materials, equipment and services; amending K.S.A. 1996 Supp.

75-3739 and repealing the existing section.

SB 6, by Special Committee on Property Taxation: An act relating to property taxation; concerning interest rates on refunds and delinquent payments of property tax; amending K.S.A. 1996 Supp. 79-1606, 79-1609, 79-2004, 79-2004a and 79-2005 and repealing the existing sections

SB 7, by Special Committee on Property Taxation: An act relating to property, taxation; concerning tax levy rate limitations on certain governmental units; amending K.S.A. 2-610, 2-1318, 2-1319, 2-1322, 2-2007, 3-121, 12-1403, 12-1405, 12-1617h, 19-236, 19-807d, 19-2803, 19-2803e, 19-3105, 19-3106, 19-3305, 19-4004, 19-4011, 19-4102, 65-212, 68-166, 68-518c, 68-582, 73-407, 76-326a, 79-1945, 79-1962, 80-115, 80-119, 80-808, 80-903, 80-932, 80-1417, 80-1509, 80-1537, 80-1806, 80-1903, 80-1909, 80-1916, 80-1920, 80-1921, 80-1924, 80-2006, 80-2021, 80-2201, 80-2204 and 82a-308 and K.S.A. 1996 Supp. 79-1946, 79-5028, 79-5038 and 80-1503 and repealing the existing sections; also repealing K.S.A. 79-1947, 79-1948, 79-1949, 79-1950, 79-1951, 79-1952 and 79-1953 and K.S.A. 1996 Supp. 79-1947b.

SB 8, by Special Committee on Judiciary: An act enacting the uniform fraudulent transfer act.

SB 9, by Special Committee on Judiciary: An act enacting the uniform partnership act (1994), repealing K.S.A. 56-301 through 56-344.

SB 10, by Legislative Post Audit Committee: An act concerning legislative post audit; relating to the performance audit of the health care database; amending K.S.A. 1996 Supp. 65-6808 and repealing the existing section.

SB 11, by Legislative Post Audit Committee: An act concerning legislative post audit; relating to audits of the Kansas public employees retirement system; amending K.S.A. 1996 Supp. 74-4921 and repealing the existing section.

SB 12, by Legislative Post Audit Committee: An act concerning social welfare; relating to identifying health care and other medical benefits provided under medical benefit plans for beneficiaries of federal medicaid benefits; prescribing penalties for failure to provide certain information.

SB 13, by Legislative Post Audit Committee: An act concerning school districts; relating to lease and lease-purchase agreements for real or personal property; amending K.S.A. 12-1765 and 72-8225 and K.S.A. 1996 Supp. 10-1116c and repealing the existing sections; also repealing K.S.A. 72-8157.

SB 14, by Legislative Post Audit Committee: An act concerning the department of administration; relating to administration of the deferred compensation plan for public officers and employees; amending K.S.A. 75-5525 and repealing the existing section.

SB 15, by Legislative Post Audit Committee: An act concerning the Kansas life and health insurance guaranty association act; relating to coverage of the Kansas public employees deferred compensation plan; amending K.S.A. 40-3003 and repealing the existing section.

SB 16, by Legislative Post Audit Committee: An act repealing K.S.A. 1996 Supp. 74-2137, relating to annual performance audits of the Kansas highway patrol motor vehicle program.

SB 17, by Committee on Transportation and Tourism: An act relating to school buses; concerning the definition thereof; amending K.S.A. 72-8301 and repealing the existing section.

SB 18, by Joint Committee on Economic Development: An act concerning state governmental ethics; relating to financial disclosures by state employees engaged in economic development activities; amending K.S.A. 46-247 and 46-285 and repealing the existing sections.

SB 19, by Joint Committee on Economic Development: An act concerning the Kansas economic opportunity initiatives fund; amending K.S.A. 1996 Supp. 74-50,151 and repealing the existing section.

SB 20, by Senators Salisbury, Barone, Becker, Biggs, Bleeker, Bond, Brownlee, Clark, Corbin, Downey, Emert, Feleciano, Gilstrap, Gooch, Goodwin, Hardenburger, Harrington, Harris, Hensley, Huelskamp, Jones, Jordan, Karr, Kerr, Langworthy, Lawrence, Lee, Morris, Oleen, Petty, Praeger, Ranson, Sallee, Salmans, Schraad, Steffes, Steineger, Tyson, Umbarger and Vidricksen: An act concerning the employment security law; extending the moratorium on contributions for an additional year; amending K.S.A. 1996 Supp. 44-710a and repealing the existing section.

SB 21, by Senator Hardenburger: An act providing for licensure to carry certain concealed weapons; prohibiting certain acts and prescribing penalties for violations; amending K.S.A. 1996 Supp. 21-4201 and repealing the existing section.

SB 22, by Committee on Assessment and Taxation: An act relating to property taxation; concerning the exemption of certain industrial training center buildings; amending K.S.A. 1996 Supp. 79-201a and repealing the existing section.

SB 23, by Committee on Assessment and Taxation: An act relating to property taxation; amending K.S.A. 1996 Supp. 79-503a and 79-1448 and repealing the existing sections.

SB 24, by Committee on Elections and Local Government: An act concerning the county treasurer; relating to the commencement of the

term of office; amending K.S.A. 19-501 and repealing the existing section.

SB 25, by Committee on Assessment and Taxation: An act relating to income taxation; providing a credit therefrom for expenses incurred in plugging abandoned oil and gas wells.

SB 26, by Committee on Financial Institutions and Insurance: An act concerning certain financial institutions; no liability for certain acts; disclosure of certain information.

closure of certain information.

SB 27, by Committee on Financial Institutions and Insurance: An act concerning finance charges on consumer credit sales; amending K.S.A. 16a-2-201 and 16a-2-202 and repealing the existing sections.

SB 28, by Committee on Ways and Means: An act concerning crimes, punishment and criminal procedure; relating to recoupment of certain state expenditures to provide counsel and other defense services to indigent defendants; concerning pretrial release procedures; amending K.S.A. 20-350, 21-4603, 21-4610, 22-2802, 22-3718,22-4504, 22-4507, 22-4513 and 22-4522 and K.S.A. 1996 Supp. 21-4603d, 22-3717 and 75-719 and repealing the existing sections.

SB 29, by Senators Salisbury, Hensley and Petty: An act concerning persons with a disability; relating to accessible parking; amending K.S.A. 8-1,130 and K.S.A. 1996 Supp. 8-142, 8-1,125, 8-1,128, 8-1,129, 8-1,130a and 74-2012 and repealing the existing sections.

SB 30, by Committee on Financial Institutions and Insurance: An act concerning trade secrets and confidential commercial information furnished by or obtained from insurance companies to the Kansas insurance department.

SB 31, by Committee on Financial Institutions and Insurance: An act concerning exemption of interest in contracts of annuity; amending K.S.A. 40-414 and repealing the existing section.

SB 32, by Committee on Financial Institutions and Insurance: An act concerning filing financing statements of security interests; purchase price of consumer good; amending K.S.A. 84-9-302 and repealing the existing section.

SB 33, by Committee on Elections and Local Government: An act concerning municipalities; relating to the bonding of certain officers; amending K.S.A. 19-4204 and 19-4206 and repealing the existing sections.

SB 34, by Committee on Assessment and Taxation: An act relating to mineral severance tax; concerning exemption therefrom for certain oil production; amending K.S.A. 1996 Supp. 79-4217 and repealing the existing section.

Senate Concurrent Resolutions

SCR 1601, A concurrent resolution establishing a task force to study Kansas insurance laws and rules and regulations and in particular the tax laws, to determine whether such laws or rules and regulations place Kansas insurance companies at a competitive disadvantage.

SCR 1602, A concurrent resolution relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

SCR 1603, A concurrent resolution adopting joint rules for the Senate and House of Representatives for the 1997-1998 biennium.

Senate Resolutions

SR 1801, A resolution relating to the organization of the Senate. SR 1802, A resolution relating to assignment of seats of the Senate.

SR 1803, A resolution adopting rules for the Senate of the State of Kansas for the terms of the Senators commencing with the 1997 regular session of the Legislature.

State Banking Board

Notice of Meeting

The State Banking Board will meet at 9 a.m. Monday, February 24, in the conference room of the Office of the State Bank Commissioner, Suite 300, Jayhawk Tower, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority as set forth in K.S.A. 9-1801 et seq.

W. Newton Male State Bank Commissioner

Doc. No. 018616

State of Kansas

Criminal Justice Coordinating Council

Public Notice

The application for funds and the statewide strategy plan under the Drug Control and System Improvement Formula Grant Program established by the Anti-Drug Abuse Act of 1988 and the Crime Control Act of 1990 are available for public review and comment at the Kansas Sentencing Commission office, 700 S.W. Jackson, Suite 501, Topeka.

Barbara S. Tombs
Executive Director

Doc. No. 018618

State of Kansas

Office of Judicial Administration Court of Appeals Docket

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals
Appellate Courtroom, 6th Floor
U.S. Courthouse, 500 State Ave.
Kansas City, Kansas

Before Brazil, C.J.; Elliott and Knudson, JJ. Tuesday, January 28, 1997

10:00 a.m.

Case No.	Case Name	Attorneys County
75481	Kerinedy & Coe, Appellant,	Thomas J. Kennedy Therese M. Schuele
eri Posta i se e	Joann Lillich, Appellee.	James T Wiglesworth
74,643	Blockbuster Video, Inc., Appellant, v.	Timothy J. Sear J. Bart Budetti
Althoracy Co	City of Overland Park, KS, Appellee.	Neil R. Shortlidge
75,695	The Cadle Company, Appellant, v.	Ernest C. Ballweg Miami Craig S. Powell
	Laverne H. Schroeder, Appellee.	J. Darcy Domoney
4		1:30 p.m.
75,688	In the Matter of the Guardianship and Conservatorship of A.M.S., DOB: 12/28/89, N.L.S., DOB: 04/07/91, Minor Children.	David J. Waxse Robert A. Andrews
74,67 0	Bridget Gutowski, Appellant, v. Household Bank, et al., Appellees.	R. Bruce Kips Wyandotte Charles J. Williams
		3:15 p.m.
75,387	David L. Todd, Appellant, v.	Paul Hasty, Jr. Rodney K. Murrow
	Ray A. Morris, Jr., Appellee.	
74,845	State of Kansas, Appellee, v.	Attorney General Wyandotte District Attorney
1.00	Michael M. Flanery, Appellant.	Julie Gorenc

Wednesday, January 29, 1997

Case No.	Case Name	9:00 a.m. Attorneys	e ji dayî ji bir yeşiyê Tirkin	County
75,251	Robert S. McGowan, Appellant,	James F. McMahon William M. Modrcin	er elegender j De lander skelde	Johnson
	King's Cove, Inc., Appellee.	VVIIIIAIN IVI, WIOGICIII		ର ପ୍ରତ୍ୟ (କିନ୍ଦ୍ର ପ୍ରତିଶ୍ୱର । ହିନ୍ଦିଶ ଓଡ଼
76,114	Jeri Farrell, Appellee,	Kip A. Kubin Gary L. Jordan	Property of the season of the	Work. Comp.
	Unified School District No. 229, and	Eric T. Lanham		
	Kansas Association of School Board, Appellants, and			
	Kansas Workers Compensation Fund, Appellee.			
		10:45 a.m.		
75,342	Western Video Collectors, L.P., et al., Appellants,	Gregory V. Blume Dan Biles		Johnson
	Mercantile Bank of KS, Appellee.			
75,890	Dan Reiff, Appellee, v.	Michael W. Lucansky George F. Farrell, Jr.		Miami
٠.	Allstate Insurance Co., Appellant.			•
76,021	Robert L. Lynn, Appellant, v.	Edward A. McConwell David M. Cooper		Johnson
	The Board of County Commissioners of Johnson County, Kansas, and			
	The Appraiser of the County of Johnson, Appellees.			
	Summary Calen	dar-No Oral Argument		
77,245	In the Matter of C.P.B., Respondent, DOB: 06/16/81,	Randy R. McCalla District Attorney		Johnson
77,376	State of Kansas, Appellant, v.	Attorney General District Attorney		Johnson
	Joseph Knight Jackson, Appellee.	Thomas E. Foster		
76,086	Sekan Printing Company, Inc., Appellee, v. Allen Jameson, Appellant.	Daniel F. Meara Frederick R. Smith		Bourbon

Kansas Court of Appeals Court of Appeals Courtroom, 2nd Floor Kansas Judicial Center, 301 W. 10th Ave. Topeka, Kansas

Before Marquardt, P.J.; Pierron, J.; and Ron Rogg, Senior Judge.

Tuesday, January 28, 1997

		9:00 a.m.	
Case No.	Case Name	Attorneys	County
76,314	Digilink, L.L.C., Appellant, v.	David S. Ladwig Michael C. Cavell	Shawnee
	Kansas Corporation Commission, Appellee.	Martha Cooper	
75,124, 75,125,	State of Kansas, Appellee, v.	Attorney General District Attorney	Shawnee
75,126	Curtis K. Mitchell, Appellant.	Wilburn Dillon, Jr.	(contin

(continued)

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Kansas Register

Court of Appeals Docket

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75,428	In the Matter of the Marriage of Juanita Maria Bowers, n/k/a Juanita Marie Lacy Appellee and Terry Lee Bowers, Appellant.	Bruce C. Barry , Arvid V. Jacobson		Geary
		0:45 a.m.	・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・	(1) - 1 (1) 전 4 년 기 (1) - 1 (1) (1)
75,8 46	Board of County Commissioners of Sedgwick County, Kansas, Appellant, v.	Stephen B. Plummer Susan R. Schrag Kenneth Smith		Sedgwick
essore lancar de la companya de la c	Janet Schalansky, Secretary of Kansas Department of Social and Rehabilitation Services, and State of Kansas, Appellees			
		:30 p.m.		
74,773	State of Kansas, Appellee,	Attorney General		Labette
74,785	8 V. 18 (1994)	County Attorney		
	Floyd Leroy McManigle, Appellant.	Debra J. Wilson		
75,328	John L. Vakas, M.D., Appellant,	Daniel E. Monnat Mark W. Stafford		Shawnee
	Kansas State Board of Healing Arts, Appellee.		and the second s	an ing pangangan Jawa
	3 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	:00 p.m.		
75,307	In the Matter of the Marriage of Paula G. Sevatson, Appellee, and Eric S. Sevatson, Appellant.	Brad M. Lippert		Nemaha
74,870	State of Kansas, Appellee,	Attorney General		Labette
	Kevin J. Strickland, Appellant.	Scott C. Rask Jessica R. Kunen Edward G. Collister, Jr.		
76,04 6	Americare Properties, Inc., on Behalf of Itself and All Other Nursing Facilities Similarly Situated, Appellant,	Kevin M. Fowler Bruce Roby		Shawnee
	Rochelle Chronister, in Her Official Capacity as Secretary of the Department of Social and Rehabilitation Services of the State of Kansas; and the Department of Social and Rehabilitation Services of the State of Kansas, Appellees.			
	Wednesday	, January 29, 1997		
		:00 a.m.		
75,158	Case Name	Attorneys		County
75,134	State of Kansas, Appellee,	Attorney General County Attorney		Lyon
	Joseph Alfred Rodriguez, Appellant.	Michael P. Whalen	TANK OF A TOP MADE	
74,685	State of Kansas, Appellee,	Attorney General District Attorney		Shawnee
	Charlene Nard, a/k/a Rucker, a/k/a Gill, a/k/a Allen, Appellant.	James F. Vano Jessica R. Kunen		
·	10	:45 a.m.		
75,853	Mary Ann Heany, Appellant, v.	Larry G. Michel Scott K. Logan		Wyandotte
	Larry W. Nibbelink, M.D., Appellant.			
	Summary Calend	ar-No Oral Argument		
76,186	In the Matter of the Marriage of Carmen L. Parks, Appellee,	Mark Beam-Ward Dianna K. Robb		Wyandotte
	and Richard L. Parks, Appellant.			

487 JULY

76,162 Charles E. Jones, Appellant, v. Sherman Parks, Appellee.	Michael G. Coash John R. Dowell
76,974 In the Interest of B.T., DOB: 08/23/86, V.T., DOB: 09/06/87, N.T., DOB: 08/08/89,	District Attorney Wyandotte William D. Peters, Jr. Jeffrey L. Cowger Carl S. Black
J.T., DOB: 08/11/90, B.C., DOB: 05/16/92	

Kansas Court of Appeals Court of Appeals Courtroom, Third Floor Old Sedgwick County Courthouse, 510 N. Main Wichita, Kansas

Before Rulon, P.J.; Lewis, J.; and Philip L. Sieve, District Judge, assigned.

Tuesday, January 28, 1997

		9:00 a.m.	
Case No.	Case Name	Attorneys	County
76,786	In the Interest of J.N.N.M.	Jeffrey R. Emerson Larry J. Bachura Verlin A. Ingram Roger C. Kidd	Sedgwick
		0:15 a.m.	
75,163	State of Kansas, Appellee, v. Anthony L. Avery, Appellant.	Debra S. Peterson Attorney General Lisa Nathanson	Sedgwick
73,460	State of Kansas, Appellee, v. Charles L. Easum, Appellant.	County Attorney Attorney General Randall L. Hodgkinson	Butler
74726	State of Kansas, Appellee, v. Steven E. Parker, Appellant.	Debra S. Peterson Attorney General Elizabeth Seale Cateforis	Sedgwick
		l:30 p.m.	As a second of the second of t
77,253	State of Kansas, Appellee, v. William A. Ross, Appellant.	County Attorney Attorney General Janine Cox	Seward
74,663	In the Matter of the Estate of Mary Isabel Winslow, Deceased.	George Voss Glenn I. Kerbs Philip Ridenour	Ford
		2:45 p.m.	
75,308	State of Kansas, Appellee, v. Shannon W. Kappel, a/k/a Shannon Cotton, Appellant.	County Attorney Attorney General Gregory G. Meredith	Reno
75,901	William Norman Embree, Appellant, v. Cynthia Fleury, Appellee.	Bradley A. Pistotnik Brian Pistotnik D. Lee McMaster Christopher Randall	Sedgwick
	Wednesda	y, January 29, 1997	
Case No.		9:00 a.m.	County
75,376	State of Kansas, Appellee, v.	County Attorney Attorney General	Sumner
	Linda Jean Wacker, Appellant.	Shawn R. DeJarnett	en er en en angresse Server en han agradische Eriche en av en Sein

(continued)

Nansa	is Kegister ———	
In the Matter of the Guardianship of A.V.A., a Minor.	Elizabeth Lea Henry JoLynn Oakman	AsimpleS White Robert C Weight Common
10):45 a.m.	The state of the s
State of Kansas, Appellee,	Debra S. Peterson	City of Plants of the Sandy Sa
Rudolph V. Steele, Appellant.	Debra J. Wilson	Appellant
State of Kansas, Appellee,	Debra S. Peterson,	Sedgwick
v. Timothy W. Washington, Appellant.		Wilma L Control
Summary Calend	ar—No Oral Argument	
그 가는 맛있다. 그 사람들은 사람들은 전략을 수 있다. 나는		
K.E.W., Minor Children Under 18 Years		Sedgwick
of Age.	Richard L. Dickson	Tako viri. Biate of Kansus, Aprilia
	H. Stephen Mosley	The Wardolyn Lewer Line
	- 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	SC Jynorith Ellsworth
Steven R. Mueller, Appellant,		Ellsworth
Louis E. Bruce, et al. Appellees		slate of Kan, and a seed
		Saline
v.		Danie
Gary Westby, Appellant.	Alice A. Craig	search assis
		Walter A Logg
9:	00 a.m.	Holder Accession and Profession
Case Name	Attorneys	County
Roger Oswald, Appellee,		Sedgwick
Riverside Health Services, Inc., d/b/a		graph gastiff bothlive in 1984e
Riverside Hospital, Appellant.	The state of the s	a character are
Mary Ann Hon and Charity A. Hon, a	James L. Hargrove	Butler
	Nicholas S. Daily	
		of the second companies of the
v. Harris and the state of the		The same of the sa
Wayne L. Belt, Werner Enterprises, and		
Charles R. Hon, Jr., Appellants.		ident productive in the second of the second
10	15 a.m.	to a large designation of the large state of the la
State of Kansas, Appellant,	County Attorney	Salina
v .	Attorney General	THE PROPERTY OF THE PROPERTY O
		Codowick
v.		Sedgwick
Agco Corporation; Varity Corporation; and	Thomas Larson	
Massey-Ferguson, Inc., Appellees.		
	brett A. Davis	
	In the Matter of the Guardianship of A.V.A., a Minor. State of Kansas, Appellee, V. Rudolph V. Steele, Appellant. State of Kansas, Appellee, V. Timothy W. Washington, Appellant. Summary Calend In the Interest of T.R.W., K.A.W., and K.E.W., Minor Children Under 18 Years of Age. Steven R. Mueller, Appellant, V. Louis E. Bruce, et al., Appellees. State of Kansas, Appellee, V. Gary Westby, Appellant. Kansas Controom Sedgwick Controom Sedgwi	State of Kansas, Appellee, Rudolph V. Steele, Appellant. State of Kansas, Appellee, V. Timothy W. Washington, Appellant. Summary Calendar—No Oral Argument In the Interest of T.R.W., K.A.W., and K.E.W., Minor Children Under 18 Years of Age. Steven R. Mueller, Appellant, V. Louis E. Bruce, et al., Appellees. State of Kansas, Appellee, Gary Westby, Appellant. Kansas Court of Appeals Courtroom 11-1, 525 N. Main Sedgwick County Courthouse Wichita, Kansas Before Green, P.J.; Gernon and Royse, JJ. Tuesday, January 28, 1997 9:00 a.m. Attorney Roger Oswald, Appellee, V. Riverside Health Services, Inc., d/b/a Riverside Hospital, Appellant. Mary Ann Hon and Charity A. Hon, a minor child, by and through Mary Ann Hon, her Mother and Next Friend, Appellees, V. Wayne L. Belt, Werner Enterprises, and Charles R. Hon, Jr., Appellants. State of Kansas, Appellant, V. Travis A. Anderson and Benjamin J. Amann, Appellees. Dan Caliendo, M.D., Appellant, V. Agco Corporation; Varity Corporation; and

		30 p.m.	717 1 2
75,480	Robert C. Wise, Claimant,	Allen G. Glendenning Jerry Moran	Work, Comp.
	City of Plainville and Employers	,,	
granden var. Ganna og sammar	Mutual Casualty, Appellees, and Kansas		
	Workers Compensation Fund,	and the second of the second of the	
	Appellant.	THE TOTAL STATES	Pratt
75,938	In the Matter of the Conservatorship of Wilma L. Gray.	Eldon L. Meigs Stephen W. Brown	rratt
	Willia L. Gray.	Michael K. Johnston	
		Kathleen W. Rein	
	2:	15 p.m.	
75,360	State of Kansas, Appellee,	Debra S. Peterson	Sedgwick
,	v.	Attorney General	
	Wendolyn J. Edwards, Appellant.	Randall L. Hodgkinson	
75,165	Anthony L. Davis, Appellant,	Steven R. Zinn	Sedgwick
.`	V.	Debra S. Peterson	
	State of Kansas, Appellee.	Attorney General	
		January 29, 1997	
Case No.		00 a.m.	County
75,214	James R. Shannon, Appellant,	Michael J. DiSilvestro	Sedgwick
13,414	v.	Tim J. Moore	Deug Wick
	Allstate Insurance Co., Appellee.	D. Lee McMaster	
	10	:15 a.m.	
76,454	State of Kansas, Appellee,	Debra S. Peterson	Sedgwick
	v.	Attorney General	
	Walter A. Reed, Sr., Appellant.	Thomas Jacquinot	
75,327	State of Kansas, Appellee,	Debra S. Peterson	Sedgwick
	Randall J. Moore, Appellant.	Attorney General Daniel E. Monnat	
76,297	Mildred Hedrick, Appellee,	Christopher Clements	Work. Comp.
70,277	V.	Robert G. Martin	
	U.S.D. 259 and Self-Insured, Appellant.	Richard J. Liby	
* *	Summary Calend	ar—No Oral Argument	
75,090	State of Kansas, Appellee,	Debra S. Peterson	Sedgwick
	v.	Attorney General	The transfer of the
	Alan Ray Hall, Appellant.	Rhonda Keylon Levinson	
		Jessica R. Kunen	TATIONING BORRES
76,874	In the Matter of the Marriage of Kimberly Burbank and Gerald Burbank, Appellee,	David W. Boal Stanley R. McAfee	Wyandotte
	and Jimmie Holyfield, Third Party	David A. Reed	
	Respondent, Appellant.		
77,322	Gary Lee McColpin, Appellant,	Rhonda Keylon Levinson	Leavenworth
	v.	Attorney General	
	David R. McKune, et al., Appellees.	Linden G. Appel	The second secon
		Jeffrey L. Cowger	C1 C C
			Carol G. Greer

Clerk of the Appellate Courts

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9:30 a.m. Friday, February 7, in the Senate Room of Jayhawk Tower, first floor, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the projects numbered below, in the respective maximum principal amount. Each bond will be issued to assist the respective borrower named below (who will be the owner and operator of the respective project) to finance the cost in the amount of the bond of acquiring the respective projects as described below or for the purpose of refunding a bond previously issued to finance the respective project. Each project shall be located as shown:

Project No. 000321, Maximum Principal Amount; \$90,725. Owner/Operator: Todd L. and Tracey J. Crome. Description: Acquisition of 231 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Sections 4 and 9, Logan Township, Marshall County, Kansas; approximately 11/2 miles east of Bremen on Granite Road.

Project No. 000327, Maximum Principal Amount: \$150,000. Owner/Operator: Shane and Cindy Mullen. Description: Acquisition of 640 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Sections 14, 15 and 32, Winona Township, Logan County, Kansas; approximately 8 miles southwest of Winona and 1 mile south of Highway 40.

Project No. 000328, Maximum Principal Amount: \$35,000. Owner/Operator: Richard W. and Tina Raile. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 25, Shermanville Township, Sherman County, Kansas; approximately 1 mile east of Edson then north 5½ miles on Road 30.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond as and when it shall become due.

All individuals who appear at the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects described above may be obtained by contacting the Authority at the address above.

Any individual affected by any of the above described projects may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the

county where the project in question is located.

Wm. F. Caton. President

Doc. No. 018651

(Published in the Kansas Register January 23, 1997.)

Notice of Call for Redemption to the Owners of City of Wichita, Kansas **Industrial Revenue Bonds** (Heart Thoughts, Inc.—Tenant) \$650,000 Series 1979

Notice is hereby given that the following bonds numbered 64, 75, 80, 95, 97, 106, 114, 122, 124 and 130, CUSIP No. 967257BY1, maturing March 1, 1999, have been called for redemption and payment on March 1, 1997 (the redemption date), at the principal corporate trust office of the Southwest National Bank of Wichita, P.O. Box 1401, 400 E. Douglas, Wichita, KS 67201 (the paying agent).

On such redemption date, provided that funds are on hand to pay the above described Series 1979 Bonds, there shall become due and payable, upon the presentation and surrender of each such bond, the redemption price thereof equal the principal amount of each bond together with interest accrued to the redemption date.

Interest shall cease to accrue on the bonds called for redemption from and after March 1, 1997. Please send bonds to the paying agent two weeks before the redemp-

tion date to facilitate processing of the bonds.

Neither the city nor the paying agent shall be responsible for the selection or use of the CUSIP identification number shown above or printed on any of the Series 1979 Bonds. Said CUSIP identification numbers are included solely for the convenience of the owners of the Series 1979 Bonds.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, as amended and codified at Section 3406(a)(I) of the Internal Revenue Code of 1986, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 31 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the bonds for payment.

Dated January 21, 1997.

The Southwest National Bank of Wichita Fiscal Agent City of Wichita, Kansas 400 E. Douglas P.O. Box 1401 Wichita, KS 67201

(Published in the Kansas Register January 23, 1997.)

Summary Notice of Bond Sale \$191,000

Russell County, Kansas General Obligation Bonds, Series 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated January 20, 1997, sealed bids will be received by the clerk of Russell County, Kansas (the issuer), on behalf of the governing body at the Russell County Courthouse, 4th and Main, Russell, KS 67665, until 4 p.m. February 3, 1997, for the purchase of \$191,000 principal amount of General Obligation Bonds, Series 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

4.10

TOTAL

The bonds will consist of fully registered bonds in the denomination of \$5,000, except one bond in the denomination of \$11,000 or any integral multiple thereof. The bonds will be dated February 1, 1997, and will become due on September 1 in the years as follows:

Year	Principal Amount
1998	\$26,000
1999	35,000
2000	40,000
2001	45,000
2002	45,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1998.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$3,820 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before February 27, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$64,058,205. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$191,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (913) 483-4641, or from the financial advisor, Ranson Municipal Consultants, L.L.C., Wichita, Kansas, Attention: John Haas, (316) 269-2231.

Dated January 20, 1997.

Russell County, Kansas

Doc. No. 018640

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Yuasa-Exide, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) and lead compounds were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Yuasa-Exide, Inc. owns and operates a lead acid battery manufacturing facility located at 1 Yuasa Road, Hays.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northwest district office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Rick Robinson, (913) 625-5663, at the KDHE northwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business February 24 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

(Published in the Kansas Register January 23, 1997.)

Summary Notice of Bond Sale \$680,000

City of Plainville, Kansas General Obligation Bonds, Series 1997-1

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated January 21, 1997, sealed bids will be received by the clerk of the City of Plainville, Kansas (the issuer), on behalf of the governing body at City Hall, 222 W. Mill, Plainville, KS 67663, until 5 p.m. February 4, 1997, for the purchase of \$68,000 principal amount of General Obligation Bonds, Series 1997-1. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated February 1, 1997, and will become due on November 1 in the years as follows:

Year	Principal Amount
1998	\$25,000
1999	60,000
2000	60,000
2001	65,000
2002	70,000
2003	70,000
2004	75,000
2005	80,000
2006	85,000
2007	90,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning May 1, 1998.

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$13,600 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before February 13, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$984,400. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$984,400. Temporary notes in the principal amount of \$550,000 will be redeemed in advance of maturity out of bond proceeds, and temporary notes in the principal amount of \$100,000 will be redeemed at maturity on February 15, 1997, out of bond proceeds.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (913) 434-2841,

City of Plainville, Kansas

Doc. No. 018639

(Published in the Kansas Register January 23, 1997.)

Summary Notice of Bond Sale \$1,174,000 Unified School District Not 350 Stafford County, Kansas (St. John-Hudson) General Obligation School Building Bonds Series 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated January 23, 1997, sealed bids will be received by the clerk of Unified School District No. 350, Stafford County, Kansas (St. John-Hudson) (the issuer), on behalf of the governing body at the office of the Board of Education, 406 N. Monroe, St. John, KS 67476, until 6:30 p.m. February 3, 1997, for the purchase of \$1,174,000 principal amount of General Obligation School Building Bonds, Series 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$4,000. The bonds will be dated February 1, 1997, and will become due on October 1 in the years as follows:

٠,	Year	Principal Amount	
S,	1998	\$ 59,000	
	1999	100,000	٠,
	2000	105,000	
	2001	110,000	
. :	2002	- 115,000	

2003	125,000
2004	130,000
2005	135,000
2006	145,000
2007	150,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 1998.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$23,480 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before March 12, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$21,829,636. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$1,174,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 549-3564, or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Boully, (316) 263-9500.

Dated January 6, 1997.

Unified School District No. 350 Stafford County, Kansas (St. John-Hudson)

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